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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA AT ANCHORAGE**

UNITED STATES OF AMERICA for the use of NORTH STAR  
TERMINAL & STEVEDORE COMPANY, d/b/a NORTHERN  
STEVEDORING & HANDLING, and NORTH STAR TERMINAL &  
STEVEDORE COMPANY, d/b/a NORTHERN STEVEDORING &  
HANDLING, on its own behalf,

Plaintiffs,

and

UNITED STATES OF AMERICA for the use of SHORESIDE  
PETROLEUM, INC., d/b/a MARATHON FUEL SERVICE, and  
SHORESIDE PETROLEUM, INC., d/b/a MARATHON FUEL  
SERVICE, on its own behalf,

Intervening Plaintiffs,

and

METCO, INC.,

Intervening Plaintiff,

vs.

NUGGET CONSTRUCTION, INC.; SPENCER ROCK  
PRODUCTS, INC.; UNITED STATES FIDELITY AND GUARANTY  
COMPANY; and ROBERT A. LAPORE,

Defendants.

No. 3:98-cv-9 (TMB)

**NOTICE OF COUNSEL'S AVAILABILITY FOR TRIAL**

COMES NOW the undersigned counsel for United States Fidelity & Guaranty Company (USF&G), and herein advises the Court that he has communicated with all counsel of record, each of whom is available to begin Trial either the week of August 27

3, 2007. A third date could not be agreed upon, as all counsel were available the week of October 29, 2007, but counsel for North Star advised that his client was not willing to agree to a Trial date that far out.

/s Herbert A. Viergutz

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of this document was served by electronic notification on this 1st day of February, 2007, to:

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